

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building
100 Maryland Avenue, Room 217
Rockville, Maryland 20850
(240) 777-6600**

<http://www.montgomerycountymd.gov/boa/>

WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, March 16, 2016

ACTION ITEMS:

1. Minutes of March 2, 2016, Worksession.

Action: Approved, (ESR/SBB, 4-0).

2. **CBA-1054, Petition of Colesville Ellsworth, Inv., Co.** (Apartment Hotel). Memorandum to the Board from Jennyffer Vargas, Inspector, Department of Permitting Services, recommending revocation of the special exception, as the use is permitted by right in the zone.

Action: Revoked the special exception as use is permitted in the zone, (SBB/JHP, 4-0).

3. **CBA-1680, Petition of Council of Unit Owners of Chevy Chase Condominium** (Apartment Hotel). Memorandum to the Board from Jennyffer Vargas, Inspector, Department of Permitting Services, recommending revocation of the special exception, as the use is permitted by right in the zone.

Action: Revoked the special exception as use is permitted in the zone, (JHP/ESR, 4-0).

4. **CBA-1696, Petition of A. Philip Brodsky & Jerome Oxenborg, Trustees** (Apartment Hotel). Memorandum to the Board from Jennyffer Vargas, Inspector, Department of Permitting Services, recommending revocation of the special exception, as the use is permitted by right in the zone.

Action: Revoked the special exception as use is permitted in the zone, (ESR/SBB, 4-0).

5. **CBA-1730, Petition of Stanley Rakusin & Arthur P. Becker** (Apartment Hotel). Memorandum to the Board from Jennyffer Vargas, Inspector, Department of Permitting Services, recommending revocation of the special exception, as the use is permitted by right in the zone.

Action: Revoked the special exception as use is permitted in the zone, (JHP/ESR, 4-0).

6. **CBA-2852, Petition of Richard J. Clement** (Animal Hospital). Letter to the Board from Claudiu Horia Popa, DVM, requesting transfer of the special exception.

Action: Granted the transfer of the special exception, (SBB/JHP, 4-0).

7. **S-454, Petition of Maurice T. and Frances T. Bonifant** (Horticultural Nursery). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, recommending revocation of the special exception based on abandonment. Confirmation from the Petitioners' son is included.

Action: Revoked the special exception as abandoned, (SBB/ESR, 4-0).

8. **S-479, Petition of Liliana S. Andreu (Private Educational Institution).** Memorandum to the Board from Jennyffer Vargas, Inspector, Department of Permitting Services, recommending revocation of the special exception as abandoned. Also included are confirmation letters from the Petitioner and the current property owner.

Action: Revoked the special exception as abandoned, (ESR/JHP, 4-0).

9. **S-570, Petition of Wildlife Achievement Club Chapter of Izaak Walton League of America, Inc.** (Private Club with an Outdoor Rifle Range). Letter to the Board from Kenneth W. Lefebvre, President, Wildlife Achievement Chapter, IWLA, and Daniel C. King, representative, Community Liaison Committee, submitting minutes from the annual CLC meeting, as well as the results of the League's internal noise testing.

Action: Re-opened the record to receive Mr. Lefebvre's, and Mr. King's letter, (ESR/JHP, 4-0).

10. **S-1038, Petition of Bethesda Chevy Chase Development** (Hotel/Motel). Memorandum to the Board from Jennyffer Vargas, Inspector, Department of Permitting Services, recommending revocation of the special exception, as the use is permitted by right in the zone.

Action: Revoked the special exception as use is permitted in the zone, (SBB/JHP, 4-0).

- 11. S-1293, Petition of Woodfield King Development Company** (Commercial Riding Stable). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, recommending revocation of the special exception based on abandonment. Confirmation from the current property owners is included.

Action: Revoked the special exception as abandoned, (ESR/JHP, 4-0).

- 12. S-2136, Petition of Potomac Manor, LLC** (Group Home for the Elderly). Petition from John Olszewski requesting Rehearing or Reconsideration of the Board's February 18, 2016, Resolution transferring this special exception. Also included is a letter from Jody Kline, Esq., responding to the request.

Action: Denied the request for rehearing or reconsideration, JHP/ESR, 4-0).

- 13. S-2668, Petition of Taiwan Culture Center, Inc.** (Service Organization). Letter to the Board from Cecelia English, David Kyle, Paul Posey and Carol Kosary requesting a public hearing regarding the Taiwan Culture Center's February 12, 2016, administrative modification.

Action: Granted the oral argument and suspended the administrative modification, (SBB/JHP, 4-0).

PENDING ITEM:

- 14. CBA-2047, Petition of Potomac Place Limited Partnership** (Off-street Parking). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, in response to BOA Resolution of November 19, 2015. Item deferred for additional information, (consensus). [W/S 1/6/16].

Board Members

Carolyn J. Shawaker, Chair
John H. Pentecost, Vice Chair
Stanley B. Boyd
Edwin S. Rosado
Bruce Goldensohn - ABSENT

Staff

Barbara Jay, Executive Director
Kathryn Lloyd, Associate County Attorney